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RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2625

PATENT
2091-0208P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Wataru ITO Conf.: 2136
Appl. No.: 09/510,190 Group: 2625
Filed: February 22, 2000 Examiner: Y.J. Couso
For: METHOD, APPARATUS AND RECORDING MEDIUM
FOR FACIAL AREA ADJUSTMENT OF AN IMAGE
(AS AMENDED)

NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

December 23, 2004

Sir:

Applicants hereby appeal to the Board of Appeals from the Office Action dated June 23, 2004 of the Primary Examiner twice rejecting claims 1-11.

☐ This document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☐ NO extensions of time have been previously obtained for responding to the Office Action. Thus a fee of \$0.00 is required for the full period of the above-requested extension of time.

☒ An extension of three (3) month(s) for responding to the Office Action was previously requested and paid for on December 20, 2004. Thus no further fee is required.

☐ Applicant claims small entity status. See 37 C.F.R. § 1.27.

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500.00 OP

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

- ☒ Large entity - \$500.00
☐ Small Entity - \$250.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$500.00.

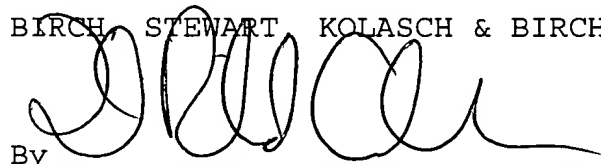
Payment of the above TOTAL FEE is being made in the following manner:

- ☒ Check(s) in the amount of \$500.00 is enclosed.
☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP



By _____
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DRA/JWR/kpc

2091-0208P

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